

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Cary B. Cochenour  
and Craig G. Cochenour

Group Art Unit: 3739

Examiner: Lee S. Cohen

Serial No.: 10/785,555

Confirmation No.: 8139

Filed: February 24, 2004

Attorney Docket No.: 040073

Title: Patient Activated Temperature-Controlled Surface

**RESPONSE AND AMENDMENT**

December 18, 2009

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a response and amendment filed in response to the non-final Official Action mailed September 18, 2009, in connection with the above-captioned Application, having a shortened statutory period for response set to expire up to and including December 18, 2009. The Examiner's rejections have been carefully considered, and in view of the following remarks, reconsideration and early allowance of all pending claims is courteously requested. Please amend this Application as follows:

**Listing of Claims** begins on page 2 of this paper

**Remarks** begin on page 5 of this paper.

**Conclusion** begins on page 10 of this paper.

**Authorization** begins on page 11 of this paper.